

095 414 Rec'd PCT/PTO 17 OCT 2000

FORM PTO-1390 (Modified) (REV 10-95)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER <b>6338.02 DEB</b>	
<b>TRANSMITTAL LETTER TO THE UNITED STATES</b> <b>DESIGNATED/ELECTED OFFICE (DO/EO/US)</b> <b>CONCERNING A FILING UNDER 35 U.S.C. 371</b>				U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR	
				<b>Not yet known</b> <b>09/673406</b>	
INTERNATIONAL APPLICATION NO. <b>PCT/US99/08207</b>		INTERNATIONAL FILING DATE <b>15 April 1999</b>		PRIORITY DATE CLAIMED <b>17 April 1998</b>	
TITLE OF INVENTION <b>EVACUATOR</b>					
APPLICANT(S) FOR DO/EO/US <b>Leonard S. SCHULTZ, Jeffrey K. DROGUE, and Kevin W. GRACIE</b>					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
<ol style="list-style-type: none"><li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li><li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li><li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</li><li>4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</li><li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2))<ol style="list-style-type: none"><li>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li><li>b. <input type="checkbox"/> has been transmitted by the International Bureau.</li><li>c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li></ol></li><li>6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</li><li>7. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210).</li><li>8. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))<ol style="list-style-type: none"><li>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li><li>b. <input type="checkbox"/> have been transmitted by the International Bureau.</li><li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li><li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li></ol></li><li>9. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li><li>10. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</li><li>11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409).</li><li>12. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</li></ol>					
Items 13 to 18 below concern document(s) or information included:					
<ol style="list-style-type: none"><li>13. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li><li>14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li><li>15. <input type="checkbox"/> A <b>FIRST</b> preliminary amendment. A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li><li>16. <input type="checkbox"/> A substitute specification.</li><li>17. <input type="checkbox"/> A change of power of attorney and/or address letter.</li><li>18. <input checked="" type="checkbox"/> Certificate of Mailing by Express Mail</li><li>19. <input checked="" type="checkbox"/> Other items or information:</li></ol>					
<div style="border: 1px solid black; padding: 5px; min-height: 100px;"><b>Copy of PCT Publication WO 99/53833 published 28 October 1999;</b> <b>Small Entity Statement; and</b> <b>Return Receipt Postcard</b></div>					

Page 2 of 2

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>			Docket No. 6338.02 DEB	
Applicant(s): Leonard S. [redacted], Jeffrey K. Drue and Kevin W. Gracie [redacted]				
Serial No. Not yet known	Filing Date Herewith	Examiner NA	Group Art Unit NA	
Invention: EVACUATOR			09/673406	
<p>             I hereby certify that this <u>Filing Under 35 USC 371; WO 99/53833; \$400 Check; Entity Statement; Postcard</u>  <i>(Identify type of correspondence)</i> </p> <p>             is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on <u>17 October 2000</u>  <i>(Date)</i> </p> <div style="text-align: right; margin-top: 20px;"> <p><u>Elvina Smith</u>  <i>(Typed or Printed Name of Person Mailing Correspondence)</i></p> <p><u><i>Elvina Smith</i></u>  <i>(Signature of Person Mailing Correspondence)</i></p> <p><u>EL501538642US</u>  <i>("Express Mail" Mailing Label Number)</i></p> </div>				
Note: Each paper must have its own certificate of mailing.				